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FAX TRANSMITTAL

DATE: February 11, 2004

TO: Elvis O. Price

FAX PHONE: (571) 273-0644

FROM: Wayne W. Rupert

RE: U.S. Patent Application No. 09/851,678
First Named Inventor: Elliott
Filed: May 8, 2001
PROCESS FOR LACTOSE CONVERSION TO POLYOLS

OUR FILE: 23-56420

NO. PAGES 13 (including this cover page)

PLEASE ACKNOWLEDGE RECEIPT BY RETURN FACSIMILE? Yes No

CONFIRMATION TO FOLLOW? Yes No

CONTACT INFO: If you do not receive all pages or if you have problems receiving transmittal, please call us at (503) 226-7391 as soon as possible and ask for Julie Morgan.

MESSAGE:

EXAMINER COURTESY COPY

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CLIENT/MATTER NO. 23-56420ATTY/SEC: WWR:jamINVENTOR(S): ElliottAPPLICATION NO. 09/851,678FILED: May 8, 2001

The following, mailed October 1, 2003 was received in the U.S.
PTO on the date stamped hereon:

- Transmittal Letter (in duplicate)
- Amendment and Reply to Non-Final Office Action
- Authorization to Charge Deposit Account



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Douglas C. Elliott
Application No. 09/851,678
Filed: May 8, 2001
Confirmation No. 3245
For: PROCESS FOR LACTOSE CONVERSION
 TO POLYOLS
Examiner: Elvis O. Price
Art Unit: 1621
Attorney Reference No. 23-56420

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP NON-FEE
 AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
 for Applicant(s) Elvyn O. Price
 Date Mailed October 1, 2003

MAIL STOP NON-FEE AMENDMENT
 COMMISSIONER FOR PATENTS
 P.O. BOX 1450
 ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed is an Amendment and Reply to Non-Final Office Action for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	47	- 47*	= 0	\$9.00	\$ 0.00
Indep. Claims	6	- 6**	= 0	\$42.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$140.00	
One-month Extension of Time				\$55.00	
Two-month Extension of Time				\$205.00	
Three-month Extension of Time				\$465.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

No additional fee is required.

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WR:joni 10/01/03 23-56420 223880

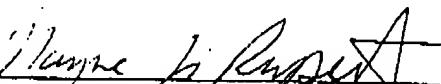
PATENT
Attorney Reference Number 23-56420

- Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By



Wayne W. Rupert

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cc: Docketing

Page 2 of 2

WR-wr 10/01/03 223745
PATENTAttorney Reference Number 23-56420
Application Number 09/851,678

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Douglas C. Elliott
Application No. 09/851,678
Filed: May 8, 2001
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Attorney for Applicant(s) Elvis O. Price
 Date Mailed October 1, 2003

#12/A
 4/21/04
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 COMMISSIONER FOR PATENTS
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AMENDMENT AND REPLY TO NON-FINAL OFFICE ACTION

This responds to an Office action mailed July 1, 2003. A response is due by October 1, 2003. Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 9 of this paper.

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